LEGAL ARGUMENTS AND ADDITIONAL EVIDENCE FAX TO TOWN OF MAYODAN OVER PROVING ACTUAL INNOCENCE IN MY PUSH TO OVERTURN CONVICTION

RECEIPT CONFIRMATION REQUESTED

Saturday, February 27, 2016 - 02:55 AM

URGENT

ATTN: Melissa K. Hopper (Lessa Hopper), Town Clerk, NC-CMC, IIMC-CMC Town of Mayodan, in North Carolina James A. Collins Municipal Building Town Hall: 210 West Main Street, Mayodan NC 27027 Phone: (336) 427-0241 Fax: (336) 427-7592	- FAX TRANSMISSION - PROOF OF FAX TRANSMISSION RECORD RETAINED BY THIRD PARTY PHONE COMPANY CC: Town Attorney; CC: Mayor; CC: Town Council

Copy will also be faxed to the N.C. Attorney General's Office and possibly the Justice and Public Safety Oversight Committee

RECEIPT CONFIRMATION REQUESTED

Dear the Honorable Town Clerk Melissa K. Hopper,

I, Brian David Hill, file this Pro Se (separate) legal letter with Additional Evidence exhibited and Legal Arguments as to why I, Brian David Hill am Innocent of the original criminal investigation and charge regarding possession of child pornography in the United States District Court, Middle District of North Carolina, Docket # 1:13-cr-435-1, case: United States of America v. Brian David Hill.

I argue for myself in only this one letter. I am doing this as I wish to push for my Innocence as I have already asserted within the Federal Court record. I am still represented by Legal Counsel Cynthia Everson. I am only filing this Pro Se to try to reach a understanding with the Town of Mayodan as to why they should turn over a copy of my August 29, 2012, confession audio, to my Attorney Ms. Cynthia Everson, or allow my Attorney to review the audio at the Police Station. All within my legal privilege of Writ of Habeas Corpus. I have not exhausted my Writ of Habeas Corpus and still have the right to file such Motion under Title 28 U.S. Code § 2255. However I must have evidence of Actual Innocence to support my claim for which the Court would grant an evidentiary

hearing. I already have evidence that supports my argument that my confession made on August 29, 2012, in front of Detective Christopher Todd Brim and Reidsville Police Detective Robert Bridge, is contradictory to the claims made in State Bureau of Investigation (SBI) Special Agent Rodney V. White's forensic report. Such statements can be proven false and contradicts the facts of the case. Such statements can be subject to Suppression. The only reason such statements were not suppressed, and one of many reasons why I had falsely plead guilty was due to ineffective assistance of Counsel. Eric David Placke, the Assistant Federal Public Defender, my former Legal Counsel was deficit in his performance and that such deficiency was in prejudice to the Defense. He had refused to bring up any of my valid claims of the false confession at the June 4, 2014 Suppression hearing. He also did not raise the contradictions in my Confession and did not hire a Independent forensic Psychiatrist/Psychologist which would evaluate my false statements along with my diagnosis of Autism Spectrum Disorder and Obsessive Compulsive Disorder (OCD). He also did not ask for a independent computer forensic examination which would aid me in my Defense. I have many valid claims, and even contradictions within my guilty plea, versus my later Motion to withdraw my guilty plea, then stating my deteriorating health as a reason I had falsely plead guilty, which can be proven within a Court of Law. I can prove beyond doubt that I had ineffective assistance of Counsel in support of U.S. Supreme Court case Strickland v. Washington (1984). Also under U.S. v. Massaro, the Supreme Court further ruled as case law that a ineffective assistance of Counsel claim may be brought up within a collateral attack in a Title 28 U.S. Code § 2255 Motion. Actual Innocence and ineffective counsel claims can be used.

Mayodan Police Department is the original seizing agency that pushed for and brought the charge of Possession of Child Pornography to the U.S. Attorney Assistant Anand Prakash Ramaswamy. The Mayodan Police Department was also responsible for turning over the August 29, 2012, confession audio to the U.S. Attorney. It was to be used against me in a public Jury Trial within the L. Richardon Preyer Federal Building and U.S. Courthouse, located at 324 W. Market St, Greensboro, N.C. 27401. Therefore I argue that my Defense Attorney has the right to review over the evidence that was used against me within my ability to file a Federal Writ of Habeas Corpus Petition.

Also it has been well known to me and my family since 2013 that the North Carolina Justice Academy had a training course for all Law Enforcement agencies including Police Departments concerning Autism and how to handle suspects with Autism. One such issue that the training course brought up is the fact that people with Autism can give a false confession to a interrogator, especially when tortured, coerced, or threatened with consequences for failing to admit guilt.

The Detectives told me and my witness Roberta Hill, that evidence was found on my Black Toshiba laptop Computer, evidence that would constitute my guilt without the usage of a State Crime Lab scientist or technician. Because the Police Detectives are not licensed IT crime lab technicians under the standards of the State Crime Laboratory, such browsing through my computer files can lead to tampering and mishandling of evidence. That is evident in even SBI Agent White's report that child pornography files had been downloading between the dates July 20, 2012, and July 28, 2013. I have four witnesses that are willing to testify about those dates witnessed on the Discovery evidence

that even Attorney John Scott Coalter allowed us to take notes of the evidence material. Four witnesses include Roberta Hill, Stella Forinash, Kenneth Forinash, and myself. There are also two other witnesses such as Attorney John Scott Coalter himself and his paralegal assistant Braxton. Six witnesses in total are aware that child pornography was confirmed to have downloaded to my Black Toshiba Laptop Computer, Satellite C655D, Serial # 2C276987Q, from "July 20, 2012, and July 28, 2013." How is it possible for child porn to be downloading for exactly eleven months after the fact that it was seized by the Mayodan Police Department? Only less then 2 months it was in my custody according to Agent White's report. So how could child porn be downloading when it changed hands from Brian David Hill, to Mayodan Police Department, to the N.C. State Bureau of Investigation, and it stayed there ever since. There are logical reasons as to why child pornography would continuously download child porn regardless of whom held custody of my Black Toshiba Laptop Computer, Satellite C655D, Serial # 2C276987Q. The only logical conclusion to which would prove my Actual Innocence is that a computer Virus or Trojan Horse had downloaded child porn to my computer since July 20, 2012, and continued downloading to my computer during the State investigation phase. That would also mean that no forensic computer tower was used to look for suspected child porn on my computer. It appears that both Detectives and SBI Agent White had looked for files on my Laptop themselves without usage of a sandbox computer system to analyze the Computer and/or it's hard drive. It also appears that the Laptop in question had remained on the internet to continuously download child porn. The computer virus in question (Exhibit A) is the Win32/MoliVampire.A and Variant B, as reported by the ESET

Anti-Virus company's VirusRadar. My grandparents had printed the pages of the websites exhibited in Exhibit A to PDF files so that I can disclose this evidence to you. I was also aware of the virus and the online web pages in 2012-2013 which is why I had requested that my grandparents go online to get printout copies of those pages since I am not allowed to use the internet without permission.

Under Exhibit B I reveal that I had uploaded a YouTube video in 2013(screenshot by family), under an alternate USWGO YouTube channel account separate from my USWGO YouTube channel account, regarding the eMule virus. I explained in the video description that the virus can share illegal files which is my way of warning the General Public that anybody who receives this computer virus can be raided and arrested for crimes that the computer users are not guilty of. That virus was also cataloged in July 27, 2012, around the time that Detective Robert Bridge claimed to have discovered child porn being shared to him by IP Address 24.148.156.211. So that virus that ran eMule.exe ran around the time Detective Bridge claimed to have discovered my IP Address on NordicMule. I had witnessed such virus running in my Task Manager on Windows 7. That virus has ran in July 2012, around the time I had witnessed such virus running but apparently I had failed to sabotage the virus in it's attempt to share and download child pornography for the unknown assailant that was operating such virus. I was unable to successfully prove this to the Mayodan Police on the day of the raid because I had no access to the internet to research such material. The Police didn't believe me so I gave them a false confession as my statements that contradict the facts can prove. I gave a false confession because I had no proof at the time that I was framed with child porn by a

computer hacker. The Mayodan Police took my routers and any computers that I had so I had no access to the Internet to locate any information about the computer virus that I had witnessed back in July 2012. When I moved to my Apartment at 916 Chalmers St., Apt. D, Martinsville, VA, in 2012, my grandparents knew I was framed with child porn and allowed me to conduct my research on the internet to prove that I was framed. I then started researching on Google the emule.exe, conime.exe, ares.exe (Ares also mentioned in SBI SA White's Report) and shareaza.exe. I started finding others that received such virus to complain about it on various internet forums. I had attempted to warn them through Private Message that I suspect that very virus was sharing and downloading child porn and warned them to stop the virus but never received any responses, which I assume that all of those users were likely raided by police/FBI and then convicted. I started trying to get people on FederalJack.com and other websites to start publishing information about the child pornography computer virus which I had suspected was Win32/MoliVampire.A or Variant B. The article that mentions about this virus cited my Scribd report on the virus. It is titled that Government is framing people with child porn but I do not have the exact article name. Then I started receiving threatening emails from tormail.org which one of them I had already faxed a copy to the Town Clerk on February, 20, 2016. Exhibit C introduces evidence to the Town of Mayodan regarding a secondary threatening email that I had received in 2013, demanding that I stop talking about the child porn virus and that I should shut up. That was before somebody from tormail.org had started attempting to trick Luke Rudckowki, Stewart Rhodes, Dan Johnson, Madison Ruppert, and others into being framed with child porn to try to discredit them. Attorney

Susan Basko that also filed a Declaration of my Innocence under Document 46(Case: U.S. v. Hill) mentioned that the men that were receiving child porn trick emails by a unknown assailant had filed reports with the FBI. There is an affirmative defense under the Federal child pornography statute that reporting child porn to a law enforcement agency and giving them access to the evidence is an affirmative defense to a federal child pornography charge. I wasn't able to report the frame up attempt on me because the Win32/MoliVampire.A or variant B was secretive and I was not aware of how long it was downloading and sharing any kind of materials. If I had known of such virus then I would have filed a report with the FBI before Detective Robert Bridge would even have came to my home along with the Mayodan Police. If I had simply known that I was being framed with child porn before the August 28, 2012 raid, then I would have contacted the FBI to report the frame up attempt to save me from being prosecuted by the U.S. Attorney or I would have a affirmative defense for a Trial. I did report the frame up to SBI Agent Rodney V. White around December, 2013. I had also reported the threatening emails and email headers so that the law enforcement can attempt to trace the emails. I had reported it through N.C. Department of Justice Counsel J. Joy Strickland. It is on state record and Federal record that I had reported the child porn set up attempt too late but I filed a report anyways through my email address admin@uswgo.com. That same email address I had told the Police Detectives on August 29, 2012.

On the civil case within the U.S. District Court in Colorado, Righthaven v. Brian D. Hill, it has been well known that Roberta Hill is not just my Mother but declared under Oath to being my medical caretaker. It is due to my brittle Type 1 Diabetes, OCD, and

Autism. The Police threatened to hold my Mother responsible for the child porn if I didn't confess to a crime that I did not commit which also explains my false statements on August 29, 2012. I know my Mother is innocent and had no knowledge of the what the virus was doing. The Police were going to charge a innocent person, my Mother nonetheless, with a outrageous child porn charge if I didn't tell the Detectives what they wanted to hear. With such outside influence would coerce a neurologically disabled individual such as myself, to produce a false confession. A false confession is subject to Suppression. If I bring this back to a Trial, I will win with effective assistance of Counsel. If I cannot prove Actual Innocence, I would have clear and convincing proof that brings more than one reasonable doubt needed to convince the Jury to find me "Not Guilty".

Now that I have made the Town of Mayodan aware that my August 29, 2012 confession was false and based off of outside duress/influence to coerce me into making false statements without an advocate. Now that I have made them aware of evidence regarding the eMule virus that I had told the Detectives and Police Chief Caruso. The Town of Mayodan is obligated by morals and Justice to give my Attorney Cynthia Everson access to the confession audio for forensic examination, for a mental health expert to review over such audio, and for me and my Defense Attorney to review such audio. Your Police Department can also ask the SBI to confirm such virus exists and scan for other viruses and proof of hacking attempts on my Black Toshiba Laptop Computer. Then after confirmation of all of the my claims to be FACTUALLY TRUE, your Police Department can request that the U.S. Attorney file a Motion for Acquittal based upon newly discovered evidence of Actual Innocence. You can save the Federal Court a lot of

both time and money, by looking for the Virus and understand that my confession is false. When a confession regarding computer crimes doesn't match what was found on the computer, it is simply a fable, a fairytale, a falsehood, false statements produced by different factors. You can ask The Innocence Project too about false confessions and Autism. My false confession proves yet another case likes the ones cited by Law Professors such as Brandon Garrett(University of Virginia School of Law) regarding Innocent people falsely confessing and being wrongfully convicted. You can also research over the Federal case, United States versus Solon, another child porn case. He too cited computer viruses as what framed him with child porn to the extent that somebody he knows created the website framedforchildporn.com which I had found in 2012 to 2013. I read in the case files that he was found guilty because even though he proved that he has computer viruses which can take control of his computer to do the dirty deed of downloading child porn, the U.S. Attorney argued that he had a working Anti-Virus software, that was in proper working order and had consistent updates. The U.S. Attorney asked the forensic expert if he had any doubt about the Anti-Virus blocking viruses and it was affirmed no doubt, so the Judge disbelieved Ned Solon's claims and affirmed his federal conviction on child porn. However in my case I did not use a working Anti-Virus software and even if I had installed a Anti-Virus, I usually kept it disabled all of the time because of pirated software that I use which the Anti-Viruses flag keygens and software cracks/loaders in the software companies bids to fight online software piracy. I couldn't afford hundreds of dollars for pirated software and couldn't afford to continually have to repeatedly activate my Windows XP for which I did pay for the

licenses to use such software. So for that I had to disable my Anti-Virus or I didn't use one at all. Around the time my Mother witnessed that in 2012, I had a lot of diabetic seizures. Every time I go into a diabetic seizure, as evidenced by abnormal EEG reading medical record, I left my Laptop and/or other computers on for days to weeks without rest. Because of that my computer was vulnerable to being hacked into almost every day and every second. I can also prove alibis and that I had a lot of diabetic seizures even before and during the instant offense. How can I download child porn while I am having a diabetic seizure to which my Mother has to run down the stairs to my bedroom to give me honey, sugar, icing, and juice? Then after each of my seizures my Mother notices that my brain is a little off for at least a day or two. I can forget things that I normally would not forget. Around the time I had increased my diabetic Lantus insulin to around 40 units to please my Doctor when he kept pressuring me to lower my Diabetic A1C blood hemoglobin. It did lower my A1C readings and got the Doctor off of my back but then I was having more and more seizures each month and that was in 2012, during the time of the instant offense, witnessed by my Mother. My family even videotaped me having a seizure and that was shown to one of my Doctors.

I have even been to the Christmas parades and other events in Mayodan and never once been after a child. I never went after any children and never done anything wrong. I am into Asian and Oriental women. I started liking those kind of women after watching countless anime shows/movies and started getting into Japanese culture. I don't even focus on children at all in any of the festivals. Don't you all think it is a little odd that you think I would sexually be into children yet never try to approach one ever. Don't you also

think it is odd that after I had started my political website USWGO Alternative News, that I would dare even be accused of child porn? I was involved in politics and was sending out a ton of political emails through the IP Address 24.148.156.211 before it was even claimed to have been flagged by the Child Protection System (CPS) at TLO, LLC in Boca Raton, FL. Many potential political enemies had access to information of that IP Address and could hack into my computer to frame me. I have no history of ever harming a child. I have no history of trying to be around children. I can care less about being around children. There is no intent to prove me guilty, my confession is false, there is evidence within the SBI report that proves a computer virus was continually downloading child porn after the fact it was seized, and that I was involved in politics via uswgo.com before I was framed with child porn. The only reason Solon failed to prove his Innocence in his child porn case was because the Anti-Virus argument sunk his case. That is not the case in my computer. My computer did not have a working Anti-Virus that was running in working order during the time of the instant offense. I had witnessed conime.exe, ares.exe, emule.exe, and shareaza.exe running on my computer in July, 2012. Then later on I research this virus to discover that it was found in July 2012. if that virus was sharing child porn then it had affected more then just my computer but plenty of others that didn't know how to defend themselves in a court of law so pretty much every person just takes the guilty plea. I have given the Town of Mayodan, clear and convincing evidence and arguments as to why I am Actually Innocent and had given a false confession.

I ask the Town of Mayodan to take a few minutes of it's time to kindly ask the

Police Department to create a copy of the confession audio CD, cassette tapes, disks, discs, records, or any other tangible storage medium to record such confession, then turn it over to my Defense Attorney within a reasonable period of time. I request that for the matter of proving Actual Innocence, for the matter of the Writ of Habeas Corpus and Federal Section 2255, I ask Mayodan kindly to provide access to such material for my Actual Innocence claims. Thank You!

You can contact my Attorney at the contact information below:

Cynthia Everson
Everson Law Firm, PLLC, Attorney at Law
cynthia@eversonlawoffice.net
52 Union St., S., Ste 7, Concord, N.C. 28025
Phone: (704) 674-8007; Fax: (866) 813-4446

Brian D. Hill
Signed

Signed,
Brian David Hill(Pro Se)
U.S.W.G.O.
Former U.S.W.G.O. Alternative News reporter and founder
Home Phone #: (276) 632-2599
916 Chalmers St., Apt. D, Martinsville, VA 24112

CERTIFICATE OF SERVICE

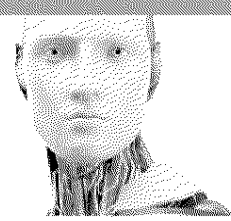
On February 27, 2016, I Brian David Hill certify that the 15-Page, "Legal Arguments and Additional Evidence to Town of Mayodan," letter was served with the Town of Mayodan by faxing via a Fax Machine to the Mayodan Town Clerk Melissa K. Hopper through the FAX # 336-427-7592. I also certify that copies were faxed to the Office of the North Carolina Attorney General Roy Cooper via facsimile through both FAX numbers 919-716-6760 and 919-716-6750. One copy was sent to each fax number. The Transmission Tickets & phone records shall serve as proof of Receipt and shall serve as Proof of Service.

Brian D. Hill
Signed

Signed,
Brian David Hill(Pro Se)
U.S.W.G.O.
Former U.S.W.G.O. Alternative News reporter and founder
Home Phone #: (276) 632-2599
916 Chalmers St., Apt. D, Martinsville, VA 24112

EXHIBIT A

ESET VIRUS RADAR



Win32/MoliVampire [Threat Name] go to Threat

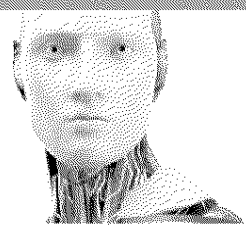
Win32/MoliVampire.B [Threat Variant Name]

Category	trojan
Detection created	Jul 26, 2012
Signature database version	7332

Detailed description for this variant is currently not available.

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ESET VIRUS RADAR



Win32/MoliVampire [Threat Name] go to Threat

Win32/MoliVampire.A [Threat Variant Name]

Category	trojan
Size	10067968 B
Detection created	Jul 26, 2012
Signature database version	7332
Aliases	Trojan-Downloader.Win32.Agent.urfz (Kaspersky) TrojanDownloader:Win32/Tracur.AL (Microsoft) Trojan.Downloader5.61015 (Dr.Web)

Short description

Win32/MoliVampire.A is a trojan which tries to download other malware from the Internet. Win32/MoliVampire.A may be spread via peer-to-peer networks.

Installation

When executed the trojan drops in folder %temp% the following file:

```
_132deb6_.ocx
```

Win32/MoliVampire.A installs the following software:

```
eMule
Shareaza
Ares
```

The trojan may create the following folders:

```
%commondocuments%\Program Files\eMuleMorphXT
%commondocuments%\Program Files\Shareobj
%commondocuments%\Program Files\Aobj
more info
```

Other information

Win32/MoliVampire.A is a trojan which tries to download other malware from the Internet.

The trojan contains an URL address. It tries to download a file from the address.

The file is stored in the following location:

```
C:\Users\Public\AppData\eMuleMorphXT\SourceFile.bin
```

The archive contains malware files.

The file is copied in the following folders as well:

```
C:\Users\Public\AppData\eMuleMorphXT\Incoming\
```

The filenames may vary.

This folder is shared folder of various instant messengers and P2P applications.

The trojan creates the following files:

```
%temp%\_132deb6_.msi
```

The trojan executes the following files:

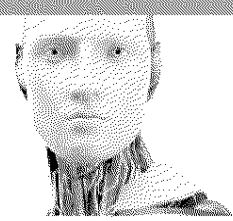
```
C:\Users\Public\AppData\eMuleMorphXT\conime.exe
C:\Users\Public\AppData\Shareobj\ctfmon.exe
C:\Users\Public\AppData\Aobj\ctfldr.exe
```

The trojan hooks the following Windows APIs:

```
NtDeviceIoControlFile (ntdll.dll)
```

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ESET VIRUS RADAR



Threat | Timeline | Prevalence Map

Win32/MoliVampire [Threat Name]

Detection created 2012-07-26

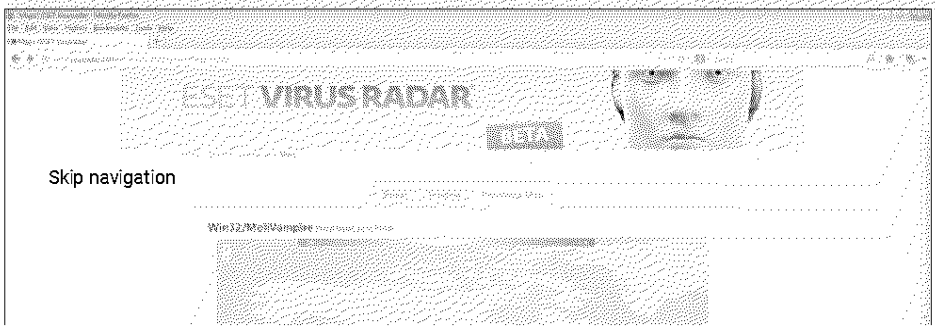
Threat Variants with Description

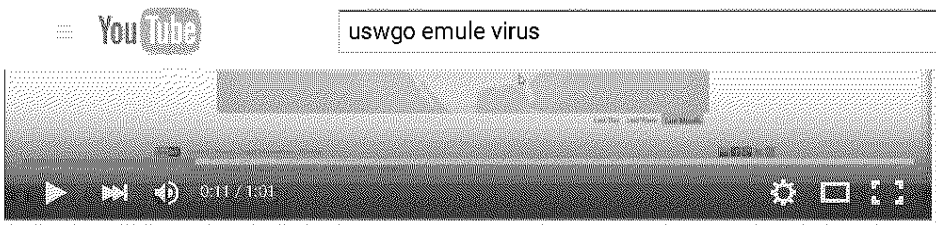
Threat Variant Name	Date Added	Threat Type
Win32/MoliVampire.A	2012-07-26	trojan

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EXHIBIT B

Up Next USWGO Interview with Preston Nichols, Montauk Project Engineer!





Emule virus type has infected people around the entire world including America

USWGONetwork

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386 views

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Published on Apr 6, 2013

Brought to you by USWGO alternative news former founder Brian D. Hill.

The emule virus has infected computers around the entire world and may only be one variant of all of the emule viruses that share and download illegal material along with computer viruses in order to set people up for criminal offenses. The emule virus can share any illegal material and can be modified by independent hackers to share and download illegal material. Whoever receives this virus may be arrested and charged with counts in computer crimes investigations.

Category	News & Politics
License	Standard YouTube License

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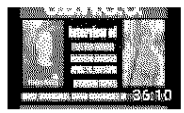
Add a public comment...

No comments to display

uswgo emule virus

Upload Sign in

Up next Autoplay



USWGO Interview with Preston Nichols, Montauk Project
USWGO
1,855 views



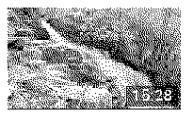
VIRUS EVOLUTION (AMAZING DOCUMENTARY)
milos velja
248,103 views



357 views



Hiking The Cascades, New River Valley in Giles County, Virginia
Smell N Roses
Recommended for you



Mill Creek Falls: Hidden Gem of Giles County, Virginia
Smell N Roses
Recommended for you



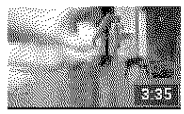
Computer Viruses (1988)
nh6central
482 views



US-460 Part 1: Giles County, VA
VaFreeways
Recommended for you



USWGO Interview with Dr. Michael Coffman March 8 2012
USWGO
692 views



Infowars Hidden Camera report on fluoride
USWGONetwork
197 views



USWGO Interview with Virgil Goode May 26 2012
USWGO
759 views

Emule
1421corp
31,327 views

USWGO Righthaven lawsuit makes WGHP FOX8 Triad News
USWGO
1,394 views

tutorial come scaricare e utilizzare eMule....!!!!!
irene tadei
2,526 views

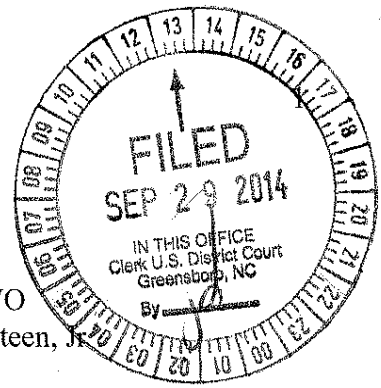
How to update eMuleTorrent servers
eMuleTorrent
13,630 views

Virus attack Music Video
Emanuel Martinez
4,168 views

EXHIBIT C

```
Delivered-To: admin@uswgo.com
Received: by 10.52.35.44 with SMTP id e12csp28972vdj;
        Sat, 20 Apr 2013 21:01:20 -0700 (PDT)
X-Received: by 10.50.79.201 with SMTP id 19mr11943746igx.79.1366516879989;
        Sat, 20 Apr 2013 21:01:19 -0700 (PDT)
Return-Path: <sallysamsong@tormail.org>
Received: from outgoing.tormail.org (outgoing.tormail.org. [82.221.96.22])
        by mx.google.com with ESMTPS id v7si9502951igd.4.2013.04.20.21.01.19
        for <admin@uswgo.com>
        (version=TLSv1 cipher=RC4-SHA bits=128/128);
        Sat, 20 Apr 2013 21:01:19 -0700 (PDT)
Received-SPF: pass (google.com: domain of sallysamsong@tormail.org designates
82.221.96.22 as permitted sender) client-ip=82.221.96.22;
Authentication-Results: mx.google.com;
       spf=pass (google.com: domain of sallysamsong@tormail.org designates 82.221.96.22
as permitted sender) smtp.mail=sallysamsong@tormail.org;
       dkim=pass header.i=@tormail.org
Received: from localhost ([127.0.0.1] helo=internal.tormail.org)
        by outgoing.tormail.org with esmtp (Exim 4.72)
        (envelope-from <sallysamsong@tormail.org>)
        id 1UT1Sm-0000Jb-VQ
        for admin@uswgo.com; Sun, 21 Apr 2013 08:01:18 +0400
DKIM-Signature: v=1; a=rsa-sha256; q=dns/txt; c=relaxed/relaxed; d=tormail.org; s=tm;
        h=Message-Id:X-TorMail-User:Content-Transfer-Encoding:Content-Type:MIME-
Version:To:From:Subject:Date; bh=mhzzCyEqHr+qJJMocUaldBuiJYraedoV9RfTrBUwDCc=;
        b=ezsAUiX8HpiOLpuYZP3cK05Snv5WRrxd+KpeZVCGhKQPoaMczSgqm2pzkevD5Z+k/TqqKNmq
/tsUhMR8RgG6RJIi1wjPencyP3
/k+cEa9NSvDF0eu+VTGlivN2jvApoycUgt8qc+vbtsM9ndTGbuuYioHnP4oYvM7LaRo/86Ofg=;
Received: from sallysamsong by internal.tormail.org with local (Exim 4.63)
        (envelope-from <sallysamsong@tormail.org>)
        id 1UT1QU-000MmQ-15
        for admin@uswgo.com; Sun, 21 Apr 2013 03:58:54 +0000
Date: Sun, 21 Apr 2013 03:58:54 -0000
Subject: Your gonna get it
From: sallysamsong@tormail.org
To: admin@uswgo.com
MIME-Version: 1.0
Content-Type: text/plain;charset=iso-8859-1
Content-Transfer-Encoding: 8bit
X-Confirm-Reading-To: sallysamsong@tormail.org
Disposition-Notification-To: sallysamsong@tormail.org
Importance: High
Return-Receipt-To: sallysamsong@tormail.org
X-TorMail-User: sallysamsong
Message-Id: <1UT1QU-000MmQ-15@internal.tormail.org>

Your gonna get it....We know what your tryin to do....You'll regret ever
being an investigative news reporter....Youll regret what you just
did....better watch your back Brian....DONT REPORT ANY MORE ARTICLES OR
TALK TO ANY REPORTERS ABOUT THIS CHILD PORN VIRUS OR YOU GONNA GET IT
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U.S. District Court
North Carolina Middle District

USA v HILL) Case No: 1:13-cr-00435-WO
) Chief Judge William L. Osteen, Jr.

Declaration of Susan Basko in Support of Brian David Hill's Motion to Withdraw his Guilty Plea, Motion for a Substitute Attorney, Sentencing, and any other purposes

1. My name is Susan Basko. I reside in Illinois. I can be reached by email at SueBasko@gmail.com and by phone at 310-770-7413. I have a website at http://suebasko.blogspot.com and another one at http://subliminalridge.blogspot.com

2. I am a lawyer licensed in Illinois and California. I practice law for independent media, including for the internet. I do not generally go into court, so ask the Court to please forgive if my paperwork is not in the exact usual form.

3. I am aware that Brian David Hill is innocent of the charges and I will explain herein how I know this.

4. I am aware that Brian David Hill was a volunteer independent journalist active in independent online media and in the Patriot or Constitutionalist movement. Brian has many such videos on Youtube. Brian was active in supporting the repeal of the NDAA.

5. I am aware that Brian David Hill was part of a group of friends or associates who also are independent journalists or activists in the Patriot or Constitutionalist movement, including the other men I will name in this declaration.

6. In early July of 2014, I got an urgent message from Luke Rudkowski, an independent journalist with We Are Change, saying he was in Poland and someone sent him an email saying they had exclusive photos from the Bilderberg Conference, which he had just covered, and telling him to download the pictures and pass them around. The email was a bit suspicious since it went to an email account Luke had not used for several years. Luke previewed the pictures and saw they were child porn, and did not download them. Then he contacted me about what to do. I told him to contact the U.S. Embassy in Gdansk and have them contact the FBI. Luke did that. He also made a video about the situation. You can view and read the full email sent to Luke and also view the video he made about the situation at one of my blogs at:
http://subliminalridge.blogspot.com/2013/07/attempt-to-set-up-journalist-with.html
As I recall, Luke then received a second email stating that the person would do the same to others, meaning that others would be set up with child porn.

7. When I told Luke Rudkowski to contact the Embassy in Gdansk, the purpose was to alert the FBI so that they could prevent Luke from having any trouble in border crossings.

The other purpose was to follow the provision in federal child porn law that gives an affirmative defense under this law:
18 U.S. Code § 2252A - Certain activities relating to material constituting or containing child pornography
(d) Affirmative Defense.— It shall be an affirmative defense to a charge of violating subsection (a)(5) that the defendant—
(1) possessed less than three images of child pornography; and
(2) promptly and in good faith, and without retaining or allowing any person, other than a law enforcement agency, to access any image or copy thereof—
(A) took reasonable steps to destroy each such image; or
(B) reported the matter to a law enforcement agency and afforded that agency access to each such image.

8. Shortly after Luke's situation, a group of indie journalists and activists contacted me and said they had porn sent to them in trick emails where the sender opened an email account in the name of someone the activist trusted. The delivery technique had advanced to placing the images inside a pdf, so they images could not be previewed. These men have access to a computer forensics expert who previewed the pdfs in a "sandbox," and saw they were child porn. These men included Dan Johnson of People Against the NDAA, Stewart Rhodes of Oathkeepers, and several others. These men were aware that Brian David Hill had also had child porn downloaded onto his computer. They were all friends or associates of Brian David Hill.

9. For this set of men that included Dan Johnson and Stewart Rhodes and others, I filed a notification directly to a specific FBI agent in New York City that I thought was trustworthy. That agent told me he forwarded the complaint to an agent that handles such matters. The men were all very tense about the situation. We held a conference email call where they stated they did not want to include Brian David Hill in their complaint because of his autistic behavior and how his lack of public discretion might put them all at jeopardy. The men were all shocked and terrified and had their lives and reputations at stake. Instead of including Brian in their complaint, they decided to tell Brian to contact me himself if he wanted to file his own complaint. I did not hear from Brian for months afterwards and when he did contact me, I looked on pacer and saw that there was already a federal warrant for his arrest.

10. Brian David Hill blamed his local officials for setting him up with child porn. While this may be the case, I think it is more likely he was set up as one of the people involved in the Patriot movement, just like the other men. Like Luke Rudkowski, Brian David Hill had gone to report on the 2012 Bilderberg Conference in 2012. The child porn attack against Luke Rudkowski came just after the 2013 Bilderberg Conference. The second email sent to Luke Rudkowski warned that others would be set up, too.

11. You can view a video of Dan Johnson and Stewart Rhodes speaking about being set up with child porn here:
http://subliminalridge.blogspot.com/2013/07/child-porn-emailed-to-activists-to-try.html

12. Within weeks after I made the FBI report for the group that included Dan Johnson and Stewart Rhodes, I was contacted by several other men who are also set up with child porn on their computers. They were attacked with child porn via other methods. One had a direct download go into his computer, followed by a pop-up saying there was child porn on his computer. I told each of them how to file an FBI report and why it was important. The men all seemed to be in the same social circle of being involved in the Patriot movement. For each of these men, these attacks against their integrity were deeply disturbing, terrorizing, terribly frightening.

13. After I assisted these men and word went out on the internet, I received an onslaught of emails trying to get me to download pictures, videos, or documents. I deleted all the emails without even opening them. I reported many of the emails to Google. Google put out a warning that such emails may be tricking people into downloading pornography.

14. When Brian David Hill finally contacted me, I looked on pacer and saw there was already a federal arrest warrant for him. Brian emailed me a large amount of documents that added up to what I already knew – that he had been set up with child porn. Brian David Hill seemed intent on blaming his local officials for setting him up and that may be the case, but the set up could also have come from anyone in the world. It seemed more likely to me that since Brian was set up at the same time as the other men in his same social and activism circle, that he was set up by whoever was also setting up the other men.

15. Brian David Hill has autism and diabetes. When Brian has communicated with me, it takes a lot of patience and time and skill to understand his points, because he concentrates on tiny details. I think he needs a disability advocate to help him have a fair trial.

16. I emailed this information about the child porn set-ups very early in this case to both Brian's lawyer, Eric Placke, and to the prosecutor, and did not hear from either one of them.

17. I have been told by Brian's grandparents, Ken Forinash and Stella Burnette, that Brian wants to withdraw his guilty plea because he is innocent and that he wants a substitute public defender. I have communicated these needs of Brian's to the public defender's office head, Louis Allen, as well as to Brian's lawyer, Eric Placke, and to a Senior attorney with the office, Greg Davis.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 24, 2014
signed electronically: /Susan Basko/
Susan Basko Susan Basko 9-24-2014
Email: SueBasko@gmail.com
phone: 310-770-7413 Please feel free to contact me.
Thank you.